

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION**

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SHERRY JO WOOLVERTON-JONES,

Plaintiff,

v.

No. 1:21-cv-01027-JDB-jay

KILOLO KIJAKAZI, Acting  
Commissioner of Social Security,

Defendant.

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**ORDER GRANTING SENTENCE 4 REMAND**

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The Commissioner of Social Security has moved the Court to reverse the decision of the Administrative Law Judge (ALJ) and remand this action to the Commissioner pursuant to sentence four of section 205(g), 42 U.S.C. § 405(g). (Docket Entry 26.) The Commissioner, after reviewing Plaintiff's briefing in this appeal, requests remand to allow the ALJ to properly consider medical opinion evidence and prior administrative medical findings in accordance with 20 C.F.R. §§ 404.1520c; 416.920c.

Remand will expedite administrative review, ensure that the Commissioner has the opportunity to fully consider Plaintiff's claim, and may ultimately make judicial review unnecessary. Remand by this Court is appropriate under 42 U.S.C. § 405(g), which provides:

The court shall have power to enter, upon the pleadings and transcript of the record, a judgment affirming, modifying, or reversing the decision of the Commissioner of Social Security, with or without remanding the cause for a rehearing.

*See also Melkonyan v. Sullivan*, 501 U.S. 89 (1991); *Newkirk v. Shalala*, 25 F.3d 316, 318 (6th Cir. 1994).

For the foregoing reasons, and pursuant to the Supreme Court's decision in *Shalala v. Schaefer*, 509 U.S. 292 (1993), the Court hereby enters judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure reversing the decision of the ALJ and remanding this case to the Commissioner under sentence four of 42 U.S.C. § 405(g).

SO ORDERED this the 9th day of November, 2022.

s/ J. DANIEL BREEN  
UNITED STATES DISTRICT JUDGE